



th
**48 Legislature,
Second Regular Session**



**Arizona Department of Transportation
Legislative Summaries
2008**



Arizona Department of Transportation

Policy and Governmental Affairs
206 South Seventeenth Avenue Phoenix, Arizona 85007

Janet Napolitano
Governor

July 21, 2008

Gail Lewis
Assistant Director

Victor M. Mendez
ADOT Director

Victor Mendez, Director
Arizona Department of Transportation
206 South 17th Avenue, MD 100A
Phoenix, AZ 85007

Dear Director Mendez:

Attached is the final summary of transportation-related legislation considered during the Second Regular Session of the 48th Legislature. The 2008 Legislative Session lasted 166 days during which time 1380 bills, resolutions and memorials were introduced, of which 348 were enacted, 27 were vetoed and 0 were line-item vetoed.

This document and *Final Summaries* from previous years can be found online at http://www.azdot.gov/CCPartnerships/Government_Relations/summaries.asp. Full legislative chapter text, fact sheets and other legislative information and links can be found at www.azleg.state.az.us/.

Unless otherwise specified, the general effective date for legislation enacted during the Second Regular Session is Friday, September 26, 2008.

Sincerely,

YOUR 2008 ADOT LEGISLATIVE TEAM

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**Information for Legislative Summaries was gathered from Legislative Research Staff Bill Summaries which can be viewed at www.azleg.state.az.us.*

***Official copies of all 2008 Chapter Laws and complete files of action for public review (for both the Regular and Special Sessions) are available upon request by contacting the Arizona Department of Transportation Government Relations Office at (602) 712-7412, or visiting us at the ADOT Administration Building located at 206 S. 17th Avenue, Room 157, Phoenix, AZ 85007. For large quantity copy requests, we ask that you contact the Secretary of State's Office of Publications at (602) 542-4086, or visit their Customer Service Center at 14 N. 18th Ave, Phoenix, AZ 85007.*

2008 Legislative Team

GOVERNMENT RELATIONS OFFICE

**Gail Lewis
Kevin Biesty
Eileen Collieran
Matthew Fleming**

AERONAUTICS DIVISION

**Barclay Dick
Kim Stevens
Mike Klein**

FINANCIAL MANAGEMENT SERVICES

**John McGee
John Fink
Brad Steen**

BUDGET OFFICE

Melissa Wynn

INTERMODAL TRANSPORTATION DIVISION

Robert Melore

PUBLIC TRANSPORTATION DIVISION

**Jim Dickey
Matt Carpenter**

MOTOR VEHICLE DIVISION

Jackie Allgood

TRANSPORTATION PLANNING DIVISION

**Dale Buskirk
Beverly Chenausky**

AUDIT & ANALYSIS

Timothy Lee

HUMAN RESOURCES

Rob Waddell

INFORMATION TECHNOLOGY GROUP

Lisa Mattke

48th Legislature, Second Regular Session Legislative Members

DISTRICT	SENATE	HOUSE
1	Tom O'Halleran (R)	Lucy Mason (R) Andy Tobin (R)
2	Albert Hale (D)	Tom Chabin (D) Albert Tom (D)
3	Ron Gould (R)	Nancy McClain (R) Trish Groe (R)
4	Jack Harper (R)	Judy Burges (R) Tom Boone (R)
5	Jake Flake (R) <i>VACATED SEAT ON 6/8/2008</i> Replaced by Sylvia Allen	Bill Konopnicki (R)
6	Pamela Gorman (R)	Jack Brown (D) Sam Crump (R) Doug Clark (R)
7	Jim Waring (R)	Ray Barnes (R) Nancy Barto (R)
8	Carolyn Allen (R)	Michelle Reagan (R) John Kavanagh (R)
9	Robert Burns (R)	Rick Murphy (R) Bob Stump (R)
10	Linda Gray (R)	Jim Weiers (R) Jackie Thrasher (R)
11	Barbara Leff (R)	Mark A. DeSimone (R) Adam Driggs (R)
12	Robert Blendu (R)	John Nelson (R) Jerry Weiers (R)
13	Richard Miranda (D)	Steve Gallardo (D) Martha Garcia (D)
14	Debbie McCuneDavis (D)	Robert Meza (D) Chad Campbell
15	Ken Chuevront (D)	Kyrsten Sinema (D) David Lujan (D)
16	Leah Landrum Taylor (D)	Ben Miranda (D) Clovis Campbell Jr. (D)

17	Meg Burton Cahill (D)	Ed Ableser (D)
		David Schapira (D)
18	Karen Johnson (R)	Russell Pearce (R)
		Mark Anderson (R)
19	Chuck Gray (R)	Kirk Adams (R)
		Rich Crandall (R)
20	John Huppenthal (R)	Bob Robson (R)
		John McComish (R)
21	Jay Tibshraney (R)	Steve Yarborough (R)
		Warde Nichols (R)
22	Thayer Verschoor (R)	Eddie Farnsworth (R)
		Andy Biggs (R)
23	Rebecca Rios (D)	Pete Rios (D)
		Barbara McGuire (D)
24	Amanda Aguirre (D)	Theresa Ulmer (D)
		Lynne Pancrazi (D)
25	Marsha Arzberger (D)	Manuel Alvarez (D)
		Jennifer Burns (R)
26	Charlene Pesquiera (D)	Pete Hershberger (R)
		Nancy Young Wright (D)
27	Jorge Garcia (D)	Olivia Cajero Bedford (D)
		Phil Lopes (D)
28	Paula Aboud (D)	David Bradley (D)
		Steve Farley (D)
29	Victor Soltero (D)	Tom Prezelski (D)
		Linda Lopez (D)
30	Tim Bee (R)	John Paton (R)
		Marian McClure (R)

Transportation-Related Legislation

Sorted by Short Title

SHORT TITLE	BILL NUMBER	CHAPTER LAW
air quality; clean burning gas (Sen. Flake, et. al.)	SB 1095	277
airports; designated security areas; weapons (Rep. Weiers, et. al.)	HB 2574	116
Arizona highways special plates (Rep. McClure)	HB 2046	93
aviation; aircraft registration; dealer bond (Rep. McClure)	HB 2048	175
commercial motor vehicles; trailers (Rep. Biggs)	HB 2355	147
contractor regulation (Sen. Leff)	SB 1417	261
county plans; major amendments (Rep. Paton)	HB 2154	164
certified defensive driving schools; notice (Rep. Weiers, et. al.)	HB 2488	39
driver licenses; document of gift (Rep. Biggs)	HB 2671	250
emissions testing; motorcycles; area A (Rep. Weiers, JP, et. al.)	HB 2280	64
exemption; preconstruction services (Rep. Boone)	HB 2622	255
highway project advancement notes (Rep. Biggs)	HB 2094	299
historic trucks; use fuel taxes (Rep. McLain, et. al.)	HB 2357	51
local stormwater pollution prevention (Sen. Flake, et. al.)	SB 1288	192
logo sign programs; ADOT (Sen. Gould, et. al.)	SB 1473	33
motor carrier safety; vehicle equipment (Rep. Biggs, et. al.)	HB 2088	142
MVD; authorized third party fees (Rep. Pearce)	HB 2445	253
open meetings; public opinions (Rep. Kavanagh)	HB 2410	135
procurement; government set aside program (Rep. Hershberger)	HB 2439	148

railroad projects; review (Rep. Paton, et. al.)	HB 2156	284
REAL ID act; implementation prohibited (Rep. Burges, et. al.)	HB 2677	272
redaction orders; expiration; notice; funds (Rep. Adams, et. al.)	HB 2478	113
rest area privatization; state highways (Sen. Gould, et. al.)	SB 1466	283
right-of-way; military procession (Rep. Weiers, JP, et. al.)	HB 2249	99
salvage title; stolen vehicle title (Sen. Gorman)	SB 1165	258
school crossings (Rep. Biggs)	HB 2093	143
special license plates (Sen. Waring, et. al.)	SB 1083	257
standards; biofuel (Rep. Boone)	HB 2621	254
traffic survival school; maximum enrollment (Rep. Reagan)	HB 2003	18
transportation districts (Rep. Rios, P)	HB 2133	157
towing advisory council; repeal (Rep. Biggs)	HB 2403	249
user fee; off-highway vehicles (Sen. Gray, L.)	SB 1167	294
vehicle equipment; splash guards (Rep. Burges, et. al.)	HB 2680	47
vehicle title; registration; electronic signatures (Rep. Robson)	HB 2169	177
vehicles; nonresident purchasers; tax liability (Rep. Biggs)	HB 2732	246

Transportation-Related Legislative Summaries

Sorted by Short Title

HB 2574 Airports; designated security areas; weapons (Rep. Weiers, et. al.) (Laws 2008, Chapter 116)

House Bill 2574 establishes the offense of misconduct involving weapons in a secured area of an airport and classifies the offense as a class 1 misdemeanor.

SB 1095 Air quality; clean burning gas (Sen. Flake, et. al.) (Laws 2008, Chapter 277)

SB 1095 changes the date that clean burning gasoline (CBG) is to be used in Area C to May 1, 2009, rather than June 1.

HB 2046 Arizona highways special plates (Rep. McClure) (Laws 2008, Chapter 93)

HB 2046 establishes an *Arizona Highways* special license plate. Also establishes the *In God We Trust* license plate.

HB 2048 Aviation; aircraft registration; dealer bond (Rep. McClure) (Laws 2008, Chapter 175)

House Bill 2048 eliminates the requirement for state registration of federal aircraft and removes the requirement for Arizona Department of Transportation (ADOT) to contract for air search and rescue services.

HB 2488 Certified defensive driving schools; notice (Rep. Weiers, et. al.) (Laws 2008, Chapter 39)

HB 2488 provides that as of January 1, 2009, an eligible individual may attend any Defensive Driving School that is certified by the Arizona Supreme Court and complies with the Court's automation and reporting requirements.

HB 2355 Commercial motor vehicles; trailers (Rep. Biggs) (Laws 2008, Chapter 147)

House Bill 2355 ensures the statutory definition of "Commercial Motor Vehicle" (CMV) conforms to the definition contained in the Arizona Administrative Code (AAC). In addition, HB 2355 requires the Department of Public Safety (DPS) and the Arizona Department of Transportation (ADOT) to develop understandable publications of the laws, rules and policies relating to commercial and non-commercial vehicle weight and equipment requirements for website publication no later than January 1, 2009.

SB 1417 Contractor regulation (Sen. Leff) (Laws 2008, Chapter 261)

SB 1417 revises complaint procedures and citations issued against licensed contractors, and outlines additional regulatory requirements for remodel and repair contractors.

**HB 2154 County plans; major amendments
(Rep. Paton) (Laws 2008, Chapter 164)**

HB 2154 allows, rather than requires, the board of supervisors (BOS) of a county to refer major amendments to the county's Comprehensive Plan (Plan) to the county's Planning and Zoning Commission (Commission).

**HB 2671 Driver licenses; document of gift
(Rep. Biggs) (Laws 2008, Chapter 250)**

HB 2671 defines "document of gift" for driver license purposes. It also clarifies that an indication on the driver license application that the applicant wishes to be an organ donor is considered to be a "document of gift". The bill also establishes procedures for the transfer of information from the Arizona Motor Vehicle Division (MVD) to an Organ Procurement Organization (OPO).

**HB 2280 Emissions testing; motorcycles; area A
(Rep. Weiers, JP, et. al.) (Laws 2008, Chapter 64)**

HB 2280 establishes a vehicle emissions inspection (VEI) exemption for motorcycles.

**HB 2622 Exemption; preconstruction services
(Rep. Boone) (Laws 2008, Chapter 255)**

HB 2622 clarifies the transaction privilege tax exemption for design phase services and professional services related to prime contracting activities.

**HB 2094 Highway project advancement notes
(Rep. Biggs) (Laws 2008, Chapter 299)**

House Bill 2094 allows a county to issue Highway Project Advancement Notes (HPANs) and increases the total amount of HPANs a city, town or county may issue from \$100 million to \$300 million. In addition, HB 2094 redefines "highway project" to include a highway project that is included in the transportation improvement plan of a regional association of governments. HB 2094 allows the transfer of monies from the STAN I account (construction) to the STAN II account (interest reimbursement) to pay for interest costs resulting from bonds, loans notes or advances issued to or on behalf of a city or county.

**HB 2357 Historic trucks; use fuel taxes
(Rep. McLain, et. al.) (Laws 2008, Chapter 51)**

House Bill 2357 clarifies that trucks that are at least twenty-five years old, that are not used commercially and that have been issued a Historic Vehicle license plate are subject to the light class use fuel tax of eighteen cents per gallon.

**SB 1288 Local stormwater pollution prevention
(Sen. Flake, et. al.) (Laws 2008, Chapter 192)**

SB 1288 allows certain counties to adopt ordinances and fees related to the implementation of a local stormwater quality program.

**SB 1473 Logo sign programs; ADOT
(Sen. Gould, et. al.) (Laws 2008, Chapter 33)**

Senate Bill 1473 allows twenty-four hour pharmacy services to participate in the Arizona Department of Transportation's existing "Logo Sign Program". In addition, SB 1473 allows the Arizona Department of Transportation (ADOT) to enter into revenue sharing agreements with ADOT's contracted third party that installs, maintains and leases advertising space for logo signs.

**HB 2088 Motor carrier safety; vehicle equipment
(Rep. Biggs, et. al.) (Laws 2008, Chapter 142)**

House Bill 2088 repeals the state statute related to truck driver's hours of operation. The bill also makes a number of federally required motor vehicle equipment changes.

**HB 2445 MVD; authorized third party fees
(Rep. Pearce) (Laws 2008, Chapter 253)**

HB 2445 modifies the current fees a third party can retain for services provided for the Arizona Department of Transportation (ADOT).

**HB 2410 Open meetings; public opinions
(Rep. Kavanagh) (Laws 2008, Chapter 135)**

HB 2410 clarifies that a member of the public body may express an opinion under certain circumstances without violating statute.

**HB 2439 Procurement; government set aside program
(Rep. Hershberger) (Laws 2008, Chapter 148)**

HB 2439 continues the state government Set Aside Program.

**HB 2156 Railroad projects; review
(Rep. Paton, et. al.) (Laws 2008, Chapter 284)**

HB 2156 requires railroads that have identified potential sites for a major rail project to provide specified information to the Department of Transportation (ADOT) and requires ADOT to review the existing or proposed major rail project and hold at least one public hearing to record public comments.

**HB 2677 REAL ID act; implementation prohibited
(Rep. Burges, et. al.) (Laws 2008, Chapter 272)**

HB 2677 prohibits Arizona from participating in the Federal REAL ID Act of 2005 (REAL ID).

**HB 2478 Redaction orders; expiration; notice; funds
(Rep. Adams, et. al.) (Laws 2008, Chapter 113)**

HB 2478 requires an eligible person to be notified six months prior to the expiration of a court ordered redaction of their personal information and expands the use of the Anti-Racketeering Revolving Fund.

**SB 1466 Rest area privatization; state highways
(Sen. Gould, et. al.) (Laws 2008, Chapter 283)**

Senate Bill 1466 authorizes the Arizona Department of Transportation (ADOT) to privatize rest areas constructed on or adjacent to state highways and prohibits persons privatizing a rest area from charging a fee for use of a lavatory or picnic area.

**HB 2249 Right-of-way; military procession
(Rep. Weiers, JP, et. al.) (Laws 2008, Chapter 99)**

House Bill 2249 provides regulations for those participating in and directing a military procession. The bill requires the sheriff to approve the markings on funeral escort vehicles (FEVs) and the uniforms of the drivers of FEVs to ensure that the markings do not resemble those of law enforcement.

**SB 1165 Salvage title; stolen vehicle title
(Sen. Gorman) (Laws 2008, Chapter 258)**

Senate Bill 1165 allows insurers to obtain salvage titles more quickly in cases where the vehicle owner has been paid for the loss, but the paperwork cannot be obtained. SB 1165 also establishes a stolen vehicle certificate of title.

**HB 2093 School crossings
(Rep. Biggs) (Laws 2008, Chapter 143)**

HB 2093 clarifies when civil penalties are doubled for school crossing violations.

**SB 1083 Special license plates
(Sen. Waring, et. al.) (Laws 2008, Chapter 257)**

SB 1083 creates the *Gold Star Family* special license plate and the *Arizona Professional Basketball Club* special plate.

**HB 2621 Standards; biofuel
(Rep. Boone) (Laws 2008, Chapter 254)**

HB 2621 establishes standards for biofuels relating to labeling, product transfer documents, registration and reporting requirements, and also establishes the Arizona Biofuels Conversion Program in the Department of Commerce to encourage the use of biofuels.

**HB 2403 Towing advisory council; repeal
(Rep. Biggs) (Laws 2008, Chapter 249)**

HB 2403 repeals the Motor Vehicle Towing Advisory Council (MVTAC).

**HB 2003 Traffic survival school; maximum enrollment
(Rep. Reagan) (Laws 2008, Chapter 18)**

House Bill 2003 limits the enrollment in a traffic survival school (TSS) training and educational session to the fire safety capacity of the facility in which the class meets.

**HB 2133 Transportation districts
(Rep. Rios, P) (Laws 2008, Chapter 157)**

House Bill 2133 requires a new transportation district consisting of only one county to be formed if, after January 1, 2009, a county attains a population of 500,000 or more persons, and requires the Governor to appoint a member to the State Transportation Board (STB) for the new district.

**SB 1167 User fee; off-highway vehicles
(Sen. Gray, L.) (Laws 2008, Chapter 294)**

Senate Bill 1167 creates an off-highway vehicle user indicia, off-highway vehicle equipment requirements and off-highway vehicle operating regulations.

**HB 2680 Vehicle equipment; splash guards
(Rep. Burges, et. al.) (Laws 2008, Chapter 47)**

House Bill 2680 exempts tandem or triple axle trailers with fenders that are wide enough to cover the tire tread and that are not more than fourteen inches from the ground from being equipped with rear fender splash guards.

**HB 2732 Vehicles; nonresident purchasers; tax liability
(Rep. Biggs) (Laws 2008, Chapter 246)**

HB 2732 clarifies the requirements for obtaining a special ninety day nonresident registration permit and language allowing motor vehicle dealers who comply with statutory requirements to receive sales tax deductions for the vehicle sales to nonresident purchasers. The bill requires the Department of Revenue (DOR) to prescribe forms that must be completed by the dealer to qualify for the deductions.

**HB 2169 Vehicle title; registration; electronic signatures
(Rep. Robson) (Laws 2008, Chapter 177)**

HB 2169 requires the Arizona Department of Transportation Motor Vehicle Division (MVD) to establish a schedule for development of a pilot program to use electronic or digital signatures for any title and registration transaction in lieu of paper documents no later than January 1, 2009. In addition, HB 2169 allows MVD to determine and require reimbursement from pilot participants for costs related to establishing the program.

Transportation-Related Budget Legislation

Sorted by Short Title

SHORT TITLE	BILL NUMBER	CHAPTER LAW
2008 Tax Corrections Act (Rep. Yarbrough)	HB 2103	60
general appropriations act; 2008- 2009 (Rep. Burns, J.)	HB 2209	285
capital outlay; fiscal year 2008- 2009 (Rep. Hershberger, et. al.)	HB 2278	289
budget reconciliation; general revenues (Rep. Hershberger, et. al.)	HB 2391	290
budget reconciliation; budget procedures (Rep. Burns)	HB 2462	291
budget adjustments; fiscal year 2007-2008 (Rep. Boone)	HB 2620	53

Transportation-Related Budget Legislative Summaries

Sorted by Short Title

HB 2620 Budget adjustments; fiscal year 2007-2008 (Rep. Boone) (Laws 2008, Chapter 53)

Reduces state General Fund (GF) operating expenses, transfers monies from various other funds to the GF, reverts unspent and unencumbered balances, delays and reduces appropriations in order to reconcile an anticipated FY 2007-2008 state GF shortfall. Makes supplemental appropriations.

HB 2462 Budget reconciliation; budget procedures (Rep. Burns) (Laws 2008, Chapter 291)

HB 2462 makes various changes related to budget procedures within state government necessary to implement the FY 2008-09 state budget.

Allows county VLT monies to be used for any purpose related to transportation as determined by the Board of Supervisors instead of limiting the use of VLT monies to the same use as Highway User Revenue Fund monies.

HB 2391 Budget reconciliation; general revenues (Rep. Hershberger, et. al.) (Laws 2008, Chapter 290)

Makes necessary statutory and session law changes relating to general revenues to implement the FY 2008-2009 budget, including specifying a minimum urban revenue sharing calculation for cities and towns.

Suspends the statutory caps limiting the level of Highway User Revenue Fund monies and State Highway Fund monies available to fund Department of Public Safety highway patrol costs for FY 2008-2009.

HB 2278 Capital outlay; fiscal year 2008-2009 (Rep. Hershberger, et. al.) (Laws 2008, Chapter 289)

HB 2278 makes appropriations for maintenance and repair of state buildings and capital projects and makes revisions to previously approved capital projects.

Arizona Department of Transportation	State Highway Construction	State Highway Fund	305,582,000
	Airport Planning and Development	State Aviation Fund	31,200,000
	Far Southeast Valley Maintenance Yard	State Highway Fund	2,350,000
	De-icer Buildings	State Highway Fund	1,825,000
	Oil and Asphalt Storage Tanks	State Highway Fund	1,389,000
	Vehicle Wash Systems	State Highway Fund	2,075,000
Total (ADOT)			\$344,421,000

**HB 2209 General appropriations act; 2008-2009
(Rep. Burns, J.) (Laws 2008, Chapter 285)**

HB 2209 makes state General Fund (GF) and other fund (OF) appropriations for FY 2008-09 for the operation of state government and makes various budget revisions, transfers and supplemental appropriations.

**HB 2103 2008 Tax Corrections Act
(Rep. Yarbrough) (Laws 2008, Chapter 60)**

Corrects errors, obsolete language and blending problems in the tax statutes of the Arizona Revised Statutes.

Transportation-Related Agency/Personnel Legislation

Sorted by Short Title

SHORT TITLE	BILL NUMBER	CHAPTER LAW
county treasurers; procedures (Rep. Konopnicki)	HB 2032	35
school employees; arrests; reporting (Rep. Robson)	HB 2042	212
ASRS; global security risk report (Rep. McClure)	HB 2061	133
Iran; public fund divestment (Rep. Paton)	HB 2151	235
state expenditures; searchable database; transparency (Sen. O'Halleran, et. al.)	SB 1235	312
state employees; living donor leave (Sen. Burns, et. al.)	SB 1253	259
public records; storage (Sen. Gould, et. al.)	SB 1456	75
ADOT continuation; five years (Sen. Paton, et. al.)	SB 1468	284

Transportation-Related Agency/Personnel Legislative Summaries

Sorted by Short Title

ADOT continuation; five years SB 1468 (Sen. Paton, et. al.) (Laws 2008, Chapter 284)

Senate Bill 1468 provides for the continuation of the Arizona Department of Transportation (ADOT) for eight years, until July 1, 2016.

ASRS; global security risk report HB 2061 (Rep. McClure) (Laws 2008, Chapter 133)

HB 2061 updates the legislative standing committees to which the ASRS submits the report.

County treasurers; procedures HB 2032 (Rep. Konopnicki) (Laws 2008, Chapter 35)

HB 2032 amends the procedures for county treasurers (treasurers) for entering money received, disbursement of county monies, receipt of paid warrants and foreclosures of paid liens.

DOA; school employees; arrests; reporting HB 2042 (Rep. Robson) (Laws 2008, Chapter 212)

HB 2042 requires a public school employee or applicant who is arrested for or convicted of an offense that would preclude the individual from receiving a fingerprint clearance card to immediately notify his or her current or prospective employer. It also requires the State Board of Education (SBE) to adopt rules to revoke a teaching certificate for at least ten years if the employee or prospective employee who is arrested fails to make the required notification or the employee fails to surrender the certificate or fingerprint clearance card if convicted.

Iran; public fund divestment HB 2151 (Rep. Paton) (Laws 2008, Chapter 235)

HB 2151 requires ASRS, PSPRS, EORP, CORP, and the Arizona State Treasurer to divest publicly traded securities from scrutinized companies connected to the government of Iran.

Public records; storage SB 1456 (Sen. Gould, et. al.) (Laws 2008, Chapter 75)

SB 1456 allows each state agency or any of the state's political subdivisions to implement a program for the production or reproduction of records on microfiche, digital imaging or other electronic media.

State employees; living donor leave. SB 1253 (Sen. Burns, et. al.) (Laws 2008, Chapter 259)

SB 1253 entitles state employees to a leave of absence with base pay for the purpose of serving as a bone marrow or an organ donor.

**State expenditures; searchable database; transparency SB 1235
(Sen. O'Halleran, et. al.) (Laws 2008, Chapter 312)**

SB 1235 requires the Arizona Department of Administration (ADOA) to establish and maintain an official state internet website that contains a comprehensive database of receipts and expenditures of state monies.

Transportation-Related Legislation

Sorted by Bill Number

BILL NUMBER	SHORT TITLE	CHAPTER LAW
HB 2003	traffic survival school; maximum enrollment (Rep. Reagan)	18
HB 2046	Arizona highways special plates (Rep. McClure)	93
HB 2048	aviation; aircraft registration; dealer bond (Rep. McClure)	175
HB 2088	motor carrier safety; vehicle equipment (Rep. Biggs, et. al.)	142
HB 2093	school crossings (Rep. Biggs)	143
HB 2094	highway project advancement notes (Rep. Biggs)	299
HB 2133	transportation districts (Rep. Rios, P)	157
HB 2154	county plans; major amendments (Rep. Paton)	164
HB 2156	railroad sites; review (NOW: railroad projects; review) (Rep. Paton, et. al.)	284
HB 2169	vehicle title; registration; electronic signatures (Rep. Robson)	177
HB 2249	military procession right-of-way (NOW: right-of-way; military procession) (Rep. Weiers, JP, et. al.)	99
HB 2280	emissions testing; motorcycles; area A (Rep. Weiers, JP, et. al.)	64
HB 2355	commercial motor vehicles; trailers (Rep. Biggs)	147
HB 2357	historic trucks; use fuel taxes (Rep. McLain, et. al.)	51
HB 2403	over dimensional permit and towing council (NOW: towing advisory council; repeal) (Rep. Biggs)	249
HB 2410	open meetings; public opinions (Rep. Kavanagh)	135
HB 2439	procurement; government set aside program (Rep. Hershberger)	148

HB 2445	appeals; technical correction (NOW: MVD; authorized third party fees) (Rep. Pearce)	253
HB 2478	redaction orders; expiration; notice; funds (Rep. Adams, et. al.)	113
HB 2488	defensive driving schools (NOW: certified defensive driving schools; notice) (Rep. Weiers, et. al.)	39
HB 2574	airports; designated security areas; weapons (Rep. Weiers, et. al.)	116
HB 2621	biofuel standards (NOW: standards; biofuel) (Rep. Boone)	254
HB 2622	prime contracting classification; contract services (NOW: exemption; preconstruction services) (Rep. Boone)	255
HB 2671	driver licenses; document of gift (Rep. Biggs)	250
HB 2677	REAL ID act; implementation prohibited (Rep. Burges, et. al.)	272
HB 2680	vehicle equipment; splash guards (Rep. Burges, et. al.)	47
HB 2732	vehicles; nonresident purchasers; tax liability (Rep. Biggs)	246
SB 1083	gold star family license plates (NOW: special license plates) (Sen. Waring, et. al.)	257
SB 1095	air quality; clean burning gas (Sen. Flake, et. al.)	277
SB 1165	salvage title; stolen vehicle title (Sen. Gorman)	258
SB 1167	funeral escort vehicles (NOW: user fee; off-highway vehicles) (Sen. Gray, L.)	294
SB 1288	local stormwater quality programs (NOW: local stormwater pollution prevention)(Sen. Flake, et. al.)	192
SB 1417	contractor regulation (Sen. Leff)	261
SB 1466	rest area privatization; state highways (Sen. Gould, et. al.)	283
SB 1473	logo sign programs; ADOT (Sen. Gould, et. al.)	33

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HB 2093 School crossings (Rep. Biggs) (Laws 2008, Chapter 143)

HB 2093 clarifies when civil penalties are doubled for school crossing violations.

HB 2094 Highway project advancement notes (Rep. Biggs) (Laws 2008, Chapter 299)

House Bill 2094 allows a county to issue Highway Project Advancement Notes (HPANs) and increases the total amount of HPANs a city, town or county may issue from \$100 million to \$300 million. In addition, HB 2094 redefines "highway project" to include a highway project that is included in the transportation improvement plan of a regional association of governments. HB 2094 allows the transfer of monies from the STAN I account (construction) to the STAN II account (interest reimbursement) to pay for interest costs resulting from bonds, loans notes or advances issued to or on behalf of a city or county.

HB 2133 Transportation districts (Rep. Rios, P) (Laws 2008, Chapter 157)

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(Rep. Weiers, JP, et. al.) (Laws 2008, Chapter 64)**

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Biofuels Conversion Program in the Department of Commerce to encourage the use of biofuels.

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HB 2622 clarifies the transaction privilege tax exemption for design phase services and professional services related to prime contracting activities.

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HB 2671 defines “document of gift” for driver license purposes. It also clarifies that an indication on the driver license application that the applicant wishes to be an organ donor is considered to be a “document of gift”. The bill also establishes procedures for the transfer of information from the Arizona Motor Vehicle Division (MVD) to an Organ Procurement Organization (OPO).

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SB 1083 creates the *Gold Star Family* special license plate and the *Arizona Professional Basketball Club* special plate.

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Senate Bill 1167 creates an off-highway vehicle user indicia, off-highway vehicle equipment requirements and off-highway vehicle operating regulations.

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(Sen. Flake, et. al.) (Laws 2008, Chapter 192)**

SB 1288 allows certain counties to adopt ordinances and fees related to the implementation of a local stormwater quality program.

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**SB 1466 Rest area privatization; state highways
(Sen. Gould, et. al.) (Laws 2008, Chapter 283)**

Senate Bill 1466 authorizes the Arizona Department of Transportation (ADOT) to privatize rest areas constructed on or adjacent to state highways and prohibits persons privatizing a rest area from charging a fee for use of a lavatory.

**SB 1473 Logo sign programs; ADOT
(Sen. Gould, et. al.) (Laws 2008, Chapter 33)**

Senate Bill 1473 allows twenty-four hour pharmacy services to participate in the Arizona Department of Transportation's existing "Logo Sign Program". In addition, SB 1473 allows the Arizona Department of Transportation (ADOT) to enter into revenue sharing agreements with ADOT's contracted third party that installs, maintains and leases advertising space for logo signs.

Transportation-Related Budget Legislation

Sorted by Bill Number

BILL NUMBER	SHORT TITLE	CHAPTER LAW
HB 2103	2008 Tax Corrections Act (Rep. Yarbrough)	60
HB 2209	general appropriations act; 2008- 2009 (Rep. Burns, J.)	285
HB 2278	capital outlay; fiscal year 2008- 2009 (Rep. Hershberger, et. al.)	289
HB 2391	budget reconciliation; general revenues (Rep. Hershberger, et. al.)	290
HB 2462	budget reconciliation; budget procedures (Rep. Burns)	291
HB 2620	budget adjustments; fiscal year 2007-2008 (Rep. Boone)	53

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HB 2278 makes appropriations for maintenance and repair of state buildings and capital projects and makes revisions to previously approved capital projects.

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Total (ADOT)			\$344,421,000

HB 2391 Budget reconciliation; general revenues (Rep. Hershberger, et. al.) (Laws 2008, Chapter 290)

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HB 2462 makes various changes related to budget procedures within state government necessary to implement the FY 2008-09 state budget.

Allows county VLT monies to be used for any purpose related to transportation as determined by the Board of Supervisors instead of limiting the use of VLT monies to the same use as Highway User Revenue Fund monies.

**HB 2620 Budget adjustments; fiscal year 2007-2008
(Rep. Boone) (Laws 2008, Chapter 53)**

Reduces state General Fund (GF) operating expenses, transfers monies from various other funds to the GF, reverts unspent and unencumbered balances, delays and reduces appropriations in order to reconcile an anticipated FY 2007-2008 state GF shortfall. Makes supplemental appropriations.

Transportation-Related Agency/Personnel Legislation

Sorted by Bill Number

BILL NUMBER	SHORT TITLE	CHAPTER LAW
HB 2032	county treasurers; procedures (Rep. Konopnicki)	35
HB 2042	school employees; arrests; reporting (Rep. Robson)	212
HB 2061	ASRS; global security risk report (Rep. McClure)	133
HB 2151	Iran; public fund divestment (Rep. Paton)	235
SB 1235	state expenditures; searchable database; transparency (Sen. O'Halleran, et. al.)	312
SB 1253	state employees; living donor leave (Sen. Burns, et. al.)	259
SB 1456	public records; storage (Sen. Gould, et. al.)	75
SB 1468	ADOT continuation; five years (Sen. Paton, et. al.)	284

Transportation-Related Agency/Personnel Legislative Summaries

Sorted by Bill Number

HB 2032 County treasurers; procedures (Rep. Konopnicki) (Laws 2008, Chapter 35)

HB 2032 amends the procedures for county treasurers (treasurers) for entering money received, disbursement of county monies, receipt of paid warrants and foreclosures of paid liens.

HB 2042 DOA; school employees; arrests; reporting (Rep. Robson) (Laws 2008, Chapter 212)

HB 2042 requires a public school employee or applicant who is arrested for or convicted of an offense that would preclude the individual from receiving a fingerprint clearance card to immediately notify his or her current or prospective employer. It also requires the State Board of Education (SBE) to adopt rules to revoke a teaching certificate for at least ten years if the employee or prospective employee who is arrested fails to make the required notification or the employee fails to surrender the certificate or fingerprint clearance card if convicted.

HB 2061 ASRS; global security risk report (Rep. McClure) (Laws 2008, Chapter 133)

HB 2061 updates the legislative standing committees to which the ASRS submits the report.

HB 2151 Iran; public fund divestment (Rep. Paton) (Laws 2008, Chapter 235)

HB 2151 requires ASRS, PSPRS, EORP, CORP, and the Arizona State Treasurer to divest publicly traded securities from scrutinized companies connected to the government of Iran.

SB 1235 State expenditures; searchable database; transparency (Sen. O'Halleran, et. al.) (Laws 2008, Chapter 312)

SB 1235 requires the Arizona Department of Administration (ADOA) to establish and maintain an official state internet website that contains a comprehensive database of receipts and expenditures of state monies.

SB 1253 State employees; living donor leave. (Sen. Burns, et. al.) (Laws 2008, Chapter 259)

SB 1253 entitles state employees to a leave of absence with base pay for the purpose of serving as a bone marrow or an organ donor.

SB 1456 Public records; storage (Sen. Gould, et. al.) (Laws 2008, Chapter 75)

SB 1456 allows each state agency or any of the state's political subdivisions to implement a program for the production or reproduction of records on microfiche, digital imaging or other electronic media.

**SB 1468 ADOT continuation; five years
(Sen. Paton, et. al.) (Laws 2008, Chapter 284)**

Senate Bill 1468 provides for the continuation of the Arizona Department of Transportation (ADOT) for eight years, until July 1, 2016.

Transportation-Related Legislation

Sorted by Chapter Number

CHAPTER LAW	BILL NUMBER	SHORT TITLE
18	HB 2003	traffic survival school; maximum enrollment (Rep. Reagan)
33	SB 1473	logo sign programs; ADOT (Sen. Gould, et. al.)
39	HB 2488	defensive driving schools (NOW: certified defensive driving schools; notice) (Rep. Weiers, et. al.)
47	HB 2680	vehicle equipment; splash guards (Rep. Burges, et. al.)
51	HB 2357	historic trucks; use fuel taxes (Rep. McLain, et. al.)
64	HB 2280	emissions testing; motorcycles; area A (Rep. Weiers, JP, et. al.)
93	HB 2046	Arizona highways special plates (Rep. McClure)
99	HB 2249	military procession right-of-way (NOW: right-of-way; military procession) (Rep. Weiers, JP, et. al.)
113	HB 2478	redaction orders; expiration; notice; funds (Rep. Adams, et. al.)
116	HB 2574	airports; designated security areas; weapons (Rep. Weiers, et. al.)
135	HB 2410	open meetings; public opinions (Rep. Kavanagh)
142	HB 2088	motor carrier safety; vehicle equipment (Rep. Biggs, et. al.)
143	HB 2093	school crossings (Rep. Biggs)
147	HB 2355	commercial motor vehicles; trailers (Rep. Biggs)
148	HB 2439	procurement; government set aside program (Rep. Hershberger)
157	HB 2133	transportation districts (Rep. Rios, P)
164	HB 2154	county plans; major amendments (Rep. Paton)
175	HB 2048	aviation; aircraft registration; dealer bond (Rep. McClure)

177	HB 2169	vehicle title; registration; electronic signatures (Rep. Robson)
192	SB 1288	local stormwater quality programs (NOW: local stormwater pollution prevention) (Sen. Flake, et. al.)
246	HB 2732	vehicles; nonresident purchasers; tax liability (Rep. Biggs)
249	HB 2403	over dimensional permit and towing council (NOW: towing advisory council; repeal) (Rep. Biggs)
250	HB 2671	driver licenses; document of gift (Rep. Biggs)
253	HB 2445	appeals; technical correction (NOW: MVD; authorized third party fees) (Rep. Pearce)
254	HB 2621	biofuel standards (NOW: standards; biofuel) (Rep. Boone)
255	HB 2622	prime contracting classification; contract services (NOW: exemption; preconstruction services) (Rep. Boone)
257	SB 1083	gold star family license plates (NOW: special license plates) (Sen. Waring, et. al.)
258	SB 1165	salvage title; stolen vehicle title (Sen. Gorman)
261	SB 1417	contractor regulation (Sen. Leff)
272	HB 2677	REAL ID act; implementation prohibited (Rep. Burges, et. al.)
277	SB 1095	air quality; clean burning gas (Sen. Flake, et. al.)
283	SB 1466	rest area privatization; state highways (Sen. Gould, et. al.)
284	HB 2156	railroad sites; review (NOW: railroad projects; review) (Rep. Paton, et. al.)
294	SB 1167	funeral escort vehicles (NOW: user fee; off-highway vehicles) (Sen. Gray, L.)
299	HB 2094	highway project advancement notes (Rep. Biggs)

Transportation-Related Legislative Summaries

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HB 2003 Traffic survival school; maximum enrollment (Rep. Reagan) (Laws 2008, Chapter 18)

House Bill 2003 limits the enrollment in a traffic survival school (TSS) training and educational session to the fire safety capacity of the facility in which the class meets.

SB 1473 Logo sign programs; ADOT (Sen. Gould, et. al.) (Laws 2008, Chapter 33)

Senate Bill 1473 allows twenty-four hour pharmacy services to participate in the Arizona Department of Transportation's existing "Logo Sign Program". In addition, SB 1473 allows the Arizona Department of Transportation (ADOT) to enter into revenue sharing agreements with ADOT's contracted third party that installs, maintains and leases advertising space for logo signs.

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(Rep. McClure) (Laws 2008, Chapter 175)**

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Sorted by Chapter Law

CHAPTER LAW	BILL NUMBER	SHORT TITLE
35	HB 2032	county treasurers; procedures (Rep. Konopnicki)
212	HB 2042	school employees; arrests; reporting (Rep. Robson)
133	HB 2061	ASRS; global security risk report (Rep. McClure)
235	HB 2151	Iran; public fund divestment (Rep. Paton)
312	SB 1235	state expenditures; searchable database; transparency (Sen. O'Halleran, et. al.)
259	SB 1253	state employees; living donor leave (Sen. Burns, et. al.)
75	SB 1456	public records; storage (Sen. Gould, et. al.)
284	SB 1468	ADOT continuation; five years (Sen. Paton, et. al.)

Transportation-Related Agency/Personnel Legislative Summaries

Sorted by Chapter Law

HB 2032 County treasurers; procedures (Rep. Konopnicki) (Laws 2008, Chapter 35)

HB 2032 amends the procedures for county treasurers (treasurers) for entering money received, disbursement of county monies, receipt of paid warrants and foreclosures of paid liens.

SB 1456 Public records; storage (Sen. Gould, et. al.) (Laws 2008, Chapter 75)

SB 1456 allows each state agency or any of the state's political subdivisions to implement a program for the production or reproduction of records on microfiche, digital imaging or other electronic media.

HB 2061 ASRS; global security risk report (Rep. McClure) (Laws 2008, Chapter 133)

HB 2061 updates the legislative standing committees to which the ASRS submits the report.

HB 2042 DOA; school employees; arrests; reporting (Rep. Robson) (Laws 2008, Chapter 212)

HB 2042 requires a public school employee or applicant who is arrested for or convicted of an offense that would preclude the individual from receiving a fingerprint clearance card to immediately notify his or her current or prospective employer. It also requires the State Board of Education (SBE) to adopt rules to revoke a teaching certificate for at least ten years if the employee or prospective employee who is arrested fails to make the required notification or the employee fails to surrender the certificate or fingerprint clearance card if convicted.

HB 2151 Iran; public fund divestment (Rep. Paton) (Laws 2008, Chapter 235)

HB 2151 requires ASRS, PSPRS, EORP, CORP, and the Arizona State Treasurer to divest publicly traded securities from scrutinized companies connected to the government of Iran.

SB 1253 State employees; living donor leave. (Sen. Burns, et. al.) (Laws 2008, Chapter 259)

SB 1253 entitles state employees to a leave of absence with base pay for the purpose of serving as a bone marrow or an organ donor.

SB 1468 ADOT continuation; five years (Sen. Paton, et. al.) (Laws 2008, Chapter 284)

Senate Bill 1468 provides for the continuation of the Arizona Department of Transportation (ADOT) for eight years, until July 1, 2016.

**SB 1235 State expenditures; searchable database; transparency
(Sen. O'Halleran, et. al.) (Laws 2008, Chapter 312)**

SB 1235 requires the Arizona Department of Administration (ADOA) to establish and maintain an official state internet website that contains a comprehensive database of receipts and expenditures of state monies.

Transportation-Related Vetoed Legislation

BILL NUMBER	SHORT TITLE
HB 2235	Administrative rules oversight committee
HB 2395	Dui; oui
SB 1255	Administrative rules oversight committee
SB 1484	Prime contracting deduction; university improvements

Transportation-Related Vetoed Legislation

HB 2235 Administrative rules oversight committee (Rep. Desimone)

HB 2235 establishes the Administrative Rules Oversight Committee.

GOVERNOR'S VETO MESSAGE: For many of the same reasons articulated by Governor Jane Hull in her April 26, 1999 veto, I have vetoed House Bill 2235, which would have resurrected the long dead and little missed Administrative Rules Oversight Committee.

HB 2395 Dui; oui (Rep. J. Weiers)

HB 2395 contains a number of major provisions relating to Driving Under the Influence (DUI) and Operating a watercraft Under the Influence (OUI). The bill requires the Motor Vehicle Division (MVD) to reduce the one-year ignition interlock device (IID) mandate for first-time non-extreme/non-aggravated DUI offenders to six months provided the offender completes mandated alcohol treatment and is in compliance with other IID requirements. In addition, the bill adds death to the list of reasons MVD is required to impose a 90 day driver license suspension following an administrative determination the person was operating a motor vehicle with a Blood Alcohol Concentration (BAC) of 0.08 or more. HB 2395 also requires MVD to order administrative alcohol or other drug screening and requires completion of treatment as a condition of driver license reinstatement following an administrative DUI suspension. The bill removes judicial discretion in reducing jail time for Extreme (EDUI) offenders, and increases penalties for certain OUI offenses.

GOVERNOR'S VETO MESSAGE: Today I vetoed House Bill 2395, the bill that proposed numerous changes to Arizona's driving and boating under the influence laws. One of the key changes would reduce the length of time a person must use an ignition interlock device after a conviction for driving while impaired by alcohol or drugs. House Bill 2395 would reduce that time period from 12 months to six months.

It has been less than a year since Arizona enacted the current interlock device law. I join with Mothers Against Drunk Drivers and Students Against Drunk Drivers in their belief that requirements to use ignition interlock devices have a deterrent effect on decisions to drive under the influence. Some disagree and believe the penalty is too harsh and the benefit to public safety is too low. No one can be sure because the law is so new. Under these circumstances, it would be premature to change the law, before we have had a chance to examine its effects.

For these and other reasons, I have vetoed House Bill 2395.

**SB 1255 Administrative rules oversight committee
(Sen. Burns)**

SB 1255 establishes the Administrative Rules Oversight Committee.

GOVERNOR'S VETO MESSAGE: It will come to no surprise to you that I vetoed Senate Bill 1255 for the same reasons I vetoed the identical House Bill 2235.

**SB 1484 Prime contracting deduction; university improvements
(Sen. Verschoor)**

SB 1484 diverts state transaction privilege tax (TPT) revenues derived from prime contracting activities associated with the construction of public university buildings to the municipality where the university building is located to pay for infrastructure improvements.

GOVERNOR'S VETO MESSAGE: Today I vetoed Senate Bill 1484, a bill that proposed to divert the State's share of certain transaction privilege tax revenues and transfer them to any city that expended monies to provide infrastructure necessitated by the construction of privately funded university buildings.

Senate Bill 1484 is unfair; it only benefits cities that have state universities. Yet these cities already benefit greatly from a university's presence. An extra tax "dividend" goes too far. In addition, if this special tax treatment is afforded to universities, other worthy organizations (community colleges, public hospitals, etc.) would be justified in making the same request of the general fund, further limiting the State's abilities to fund its priorities. These priorities include, obviously, the funding for the universities themselves.

For these and other reasons, I have vetoed Senate Bill 1484.